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7 UNITED STATES BANKRUPTCY COURT
8 EASTERN DISTRICT OF WASHINGTON

9
10 In Re:
11 GIGA WATT, INC.,
12 Debtor.
13
14

Case No. 18-03197-FPC11

Chapter 11

NOTICE AND MOTION TO LIMIT
NOTICE OF SALISH SEA LEGAL'S
FIRST APPLICATION FOR AWARD
OF COMPENSATION AND
REIMBURSEMENT

15 **NOTICE**

16
17 PLEASE TAKE NOTICE that Salish Sea Legal ("SSL"), attorneys for the Official
18 Committee of Unsecured Creditors of Giga Watt, Inc. ("Committee") hereby files a Motion to
19 Limit Notice of SSL's First Interim Application for Award of Compensation and Reimbursement
20 (the "Motion"). Through its Motion, SSL seeks to limit the number of parties who will receive
21 mailed notice of its the Application (which is being filed concurrently with this Motion) to the
22 Chapter 11 Trustee; the United States Trustee's Office; the Official Committee of Unsecured
23 Creditors; and the twenty (20) largest creditors as designated in the Debtor's bankruptcy
24 schedules.
25
26

NOTICE AND MOTION TO LIMIT NOTICE
OF SALISH SEA LEGAL'S APPLICATION
FOR AWARD OF COMPENSATION - 1

1 PLEASE TAKE FURTHER NOTICE that any party opposing the Motion must serve a
2 written response to the undersigned counsel at 2212 Queen Anne Ave. N., No. 719, Seattle, WA
3 98109, and file the response with the Clerk of the United States Bankruptcy Court, 904 West
4 Riverside Avenue, Suite 304, Spokane, WA 99201 no later than twenty-one (21) days from the
5 date of service of this Notice and Motion. The Court may enter an order and grant the Motion
6 without an actual hearing or further notice unless a written objection is timely served and filed.
7

8 **MOTION**

9 SSL respectfully requests that this Court limit notice of its Application to the Chapter 11
10 Trustee; the United States Trustee's Office; the Official Committee of Unsecured Creditors; any
11 person requesting ECF notice in the above-captioned case; and the twenty (20) largest creditors
12 as designated in the Debtor's bankruptcy schedules.
13

14 Standard service under FRBP 2002 requires notice to all parties in interest, which number
15 more than 380 parties in this case.¹ The overwhelming majority of those parties have not opted
16 in to receive electronic service of filings.

17 FRBP 2002(a)(2) provides that the Court "*for cause shown [may] direct[] another*
18 *method of giving notice.*" Similarly, less inclusive notice may be provided to parties in interest
19 "*if not prohibited by the Code or Rules and specifically allowed by the Court....*" LBR 2002-
20 1(b)(1)(B).
21

22 Here, cause exists not to require any additional service by U.S. mail.

23 The Chapter 11 Trustee and U.S. Trustee's Office are both actively engaged in this case
24 and will receive ECF notice, and the Chapter 11 Trustee is also represented by counsel.
25

26 ¹ Committee counsel previously mailed notice of a single prior motion to all 380 parties-in-interest in this case,
and had to expend some \$700 out-of-pocket through an online bankruptcy mailing service.

1 The Committee has already reviewed and approved each and every expense covered by
2 SSL's Application, which reflect fees and costs incurred from the beginning of SSL's
3 engagement in Fall 2019, through the first week of April, 2020, as well as costs sought to be
4 reimbursed for individual Committee members. The overall amount of compensation sought is
5 approximately \$35,000.
6

7 And the twenty (20) largest creditors in this case represent some of the most involved and
8 attentive parties in this bankruptcy proceeding. Limiting notice will benefit the bankruptcy estate
9 by reducing the cost of SSL's fee application by approximately \$700, while still providing ample
10 opportunity for numerous parties in interest to scrutinize the Application as they see fit.
11

12 SSL is not aware of any specific prohibitions against the Court entering an order
13 permitting limitation of notice as requested in this Motion, and submits that good cause exists for
14 doing so.

15 DATED this 7th day of July, 2020.

16 SALISH SEA LEGAL PLLC
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18 By /s/ Ben Ellison

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